OUTLINES OF ISLAMIC JURISPRUDENCE

Imran Ahsan Khan Nyazee

Contents

CHAPTER V

Classification of Islamic Law

SECTION IV

The Sunnah

SECTION V

Status of the Sunnah With Respect to the Qur'ān

SECTION VI

Consensus of Legal Opinion (Ijmā')

CHAPTER XI

Secondary Sources

SECTION I

Qiyās (Analogy)

SECTION II

Istiḥsān (Juristic Preference)

SECTION III

Istiṣḥāb (Presumption of Continuity)

CHAPTER XVI

General Principles of Contract

SECTION I

Function of Contracts in Islamic Law

SECTION II

The Meaning of ʿAqd

SECTION III

Agreement and its Form (Ṣīghah)

SECTION IV

Consideration and Islamic law of contracts

SECTION V

Legality of Contracts in Islamic Law

SECTION VI

Contractual Capacity

SECTION VII

Genuineness of Assent

SECTION VIII

Types of Contracts and Their Effects

SECTION IX

Option (Khiyār) and the Effects of Contracts

SECTION X

Third Party Rights and Discharge of Contract

SECTION XI

Breach and Remedies

CHAPTER XVII

Delegated Authority

SECTION I

GUARDIANSHIP (WILĀYAH)

SECTION II

AGENCY (WAKĀLAH)

SECTION III

RATIFICATION AND THE ACTS OF THE FUḌŪLĪ

CHAPTER XVIII

Commercial Transactions

SECTION I

THE MEANING OF BAY' AND ITS TYPES

SECTION II

GENERAL CONDITIONS FOR COMMERCIAL TRANSACTIONS

SECTION IX

Interdiction (Ḥajr)

CHAPTER XX

Acquisition of Property and Liens

SECTION I

Acquisition and Disposal of Property

SECTION II

Modes of acquisition of property

SECTION III

Liens

SECTION IV

Partitioning of Property (Qismah)

CHAPTER XXI

Enterprise Organization

SECTION II

Tafwīḍ, takhyīr and tamlīk

SECTION III

Retraction after Divorce

SECTION IV

Waiting Period (ʿIddah)

SECTION V

Gift of Consolation Paid to a Divorced Woman (Mutʿah)

SECTION VI

Appointment of Arbitrators

SECTION VII

Mourning (Iḥdād)

SECTION VIII

Vow of Continence (Īlā')

SECTION IX

Injurious Assimilation (Ẓihār)

SECTION X

Imprecation (Liʿān)

CHAPTER XXIV

Inheritance, Bequests and Trusts

SECTION I

Inheritance

CHAPTER XXVI
Crimes and Torts

SECTION I
The aims of the criminal law

SECTION II
Classification of Crimes in Islamic Law

SECTION III
Offences and their penalties

CHAPTER XXVII
War and Fiscal Laws

SECTION I
Jihād and Truce

SECTION II
The Aḥkām of Enemy Property

SECTION VII

The Sixth Period: The Age of Qānūn and Codification

SECTION VIII

The Seventh Period: Colonization and After

CHAPTER XXXI

The Schools of Islamic Law

SECTION I

The Ḥanafī School

SECTION II

The Mālikī School

SECTION III

The Shāfiʿī School

SECTION IV

The Ḥanbalī School

SECTION V

The Extinct Schools

CHAPTER XXXII

Geographical distribution of the schools

Select Bibliography

Glossary

